

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Scott F. Watson

Application No.: 10/632,003

Filed: 7/30/2003

Confirmation No.: 2312

For: **SYSTEM FOR THE DELIVERY AND  
DYNAMIC PRESENTATION OF LARGE  
MEDIA ASSETS OVER BANDWIDTH  
CONSTRAINED NETWORKS**

Art Unit: 2421

Examiner: Oschta I. Montoya

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being transmitted via EFS, facsimile or deposited with the United States Postal Service as Express Mail with sufficient postage in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.

  
Kathryn L. Pundt

Date 8/31/09

**FILED VIA EFS-WEB**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97**

Sir:

In accordance with the duty of disclosure, enclosed is a copy of an Information Disclosure Statement by Assignee, which is being submitted for the above-referenced patent application. It is respectfully requested that the cited document(s) be considered and that the enclosed copy of Form PTO/SB/08A or B be initialed by the Examiner to indicate such consideration and a copy thereof be returned to Assignee.

**This Information Disclosure Statement is hereby submitted:**

- ☐ In accordance with 37 C.F.R. 1.97(b), as it is being filed:
- ☐ Within three months of the filing date of a national application other than a continued prosecution application under 37 C.F.R. 1.53(d); or
  - ☐ Within three months of the date of entry of the national stage as set forth in 37 C.F.R. 1.491 in an international application; or
  - ☐ Before the mailing of a first Office Action on the merits; or
  - ☐ Before the mailing of a first Office Action after the filing of a request for continued examination under 37 C.F.R. 1.114.

OR

☒ In accordance with 37 C.F.R. 1.97(c); and


- ☐ Each item of information contained in the information disclosure statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. (37 C.F.R. 1.97(e)(1)); or
- ☐ No item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and to the undersigned's knowledge, and after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 C.F.R. 1.56(c) more than three months prior to the filing of the information disclosure statement. (37 C.F.R. 1.97(e)(2)); or
- ☒ The fee set forth in 37 C.F.R. 1.17(b) accompanies this information disclosure statement.

The submission of this Information Disclosure Statement is not to be construed as a representation that a search has been made in the subject application and is not to be construed as an admission that the information cited in this statement is material to patentability or that the information cited constitutes prior art.

This Information Disclosure Statement is being submitted pursuant to 37 C.F.R. 1.97(b). Assignee believes that no additional fees are required for this Information Disclosure Statement. However, if any additional fees are required in connection with this Information Disclosure Statement the commissioner is hereby authorized to charge such fees to our Deposit Account No. 50-3130.

Respectfully submitted,

Dated: 8/27/09

  
Howard A. Skaist, Attorney for Assignee  
Reg. No. 36,008

**Customer No.: 60226**

Berkeley Law & Technology Group, LLP  
17933 NW Evergreen Parkway, Suite 250  
Beaverton, OR 97006  
(503) 439-6500